

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
NOVEMBER 1, 1978

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m., Wednesday, November 1, 1978 in the City Hall Council Chambers.

ROLL CALL

Present: Councilmen - Hughes, McCarty
and Katzakian
(Mayor Pro Tempore)

Absent: Councilmen - Katnich and Mayor
Pinkerton

Also Present: City Manager Graves, Assistant
City Manager Glenn, Community
Development Director Schroeder,
Public Works Director Ronsko,
City Attorney Mullen, and City Clerk
Reimche

INVOCATION

The invocation was given by Reverend James
Holm, Vinewood Community Church.

PLEDGE

Mayor Pro Tempore Katzakian led the Pledge
of Allegiance to the flag.

MINUTES

On motion of Councilman Hughes, McCarty
second, Council approved the Minutes of
October 18, 1978.

PLANNING
COMMISSION

The City Manager gave the following report of
the Planning Commission meeting of
October 23, 1978:

The Planning Commission -

SANITARY CITY
ADDITION

1. Certified adequate and recommended to the City Council the Final Environmental Impact Report of the Sanitary City Addition which covers (1) General Plan Amendments which modify the industrial phasing and establishes a land use pattern; (2) a rezoning to industrial classifications; and (3) an Annexation for the area along both sides of North Cluff Avenue, north of Lockeford Street. (This action was taken July 31, 1978 and held in abeyance).
2. Recommended that the Land Use Element of the Lodi General Plan be modified along both sides of North Cluff Avenue, north of Lockeford Street in the following manner:

SANITARY CITY
ADDITION
(Continued)

- a. that the development phasing be amended from Phase 5 to Phase 1 with the requirement that the property owners pay the cost of all utility extensions and related improvements; and
 - b. that the area adjacent to Casa de Lodi Mobilehome Park and along the future extension of East Turner Road to North Cluff Avenue be designated light industrial; the remaining area west of North Cluff Avenue be designated medium industrial and the area east of North Cluff Avenue be designated heavy industrial.
3. Recommended that the City Council prezone the County area along both sides of North Cluff Avenue north of East Lockeford Street to M-2, Heavy Industrial; M-2, Light Industrial, and C-M, Commercial, Light Industrial.
 4. Recommended that the City Council direct the Site Plan and Architectural Review Committee to review all projects in the C-M, Commercial-Light Industrial area which are within 100 feet of the Casa de Lodi Mobilehome Park.

On motion of Councilman McCarty, Hughes second, the matter was set for Public Hearing at a Special Meeting to be held Wednesday, December 13, 1978 at 8:00 p.m. at the Tokay High School Cafeteria.

ITEMS OF
INTEREST

The Planning Commission also -

1. Certified as adequate the Addendum to the Rivergate-Mokelumne Environmental Impact Report for Condominium Project No. 1, a 52-unit; 5.4 acre development at the northwest corner of West Turner Road and Rivergate Drive in an area zoned P-D(5), Planned Development District No. 5.
2. Conditionally approved the Tentative Map of Rivergate-Mokelumne, Unit #2, a 54-unit, 5.4 acre condominium project at the northwest corner of West Turner Road and Rivergate Drive in an area zoned P-D(5), Planned Development District No. 5.
3. Conditionally approved the request of Mr. William Miller on behalf of Rivergate Development Company for a Use Permit for a 52-unit, 5.4 acre condominium project at the northwest corner of West Turner Road and Rivergate Drive in an area zoned P-D(5), Planned Development District No. 5.

PLANNING
COMMISSION
(Continued)

City Manager Graves also gave the following report of the Planning Commission Meeting of October 30, 1978:

ITEMS OF
INTEREST

The Planning Commission -

1. Denied the appeal of Ms. Ann Cerney, Attorney at Law, of the filing of a Negative Declaration by the Community Development Director for a 16-unit apartment complex at the southwest corner of Cochran Road and Community Drive (i.e., 2320 Cochran Road) in an area zoned R-C-P, Residential-Commercial-Professional district.

In denying this appeal the Planning Commission determined that the project would not have a significant affect on the environment and found that the filing of a Negative Declaration was sufficient.

COMMUNICATIONS

PETITION REC'D
RE NOISE

A petition bearing 17 signatures was presented by City Clerk Reimche. The petition read, "We the undersigned would like a law against all unnecessary noise such as loud motorcycles, radios, barking dogs, train whistles put on the law books".

Council discussion followed with Mr. Lawrence Wilson, 325 Daisy Avenue, Lodi representing those persons who had signed the petition responding to questions as were posed by the City Council. The matter was referred to City Attorney Mullen for review, with Mayor Pro Tempore Katzakian requesting that the City Attorney report his findings to the Council at a subsequent meeting.

ABC LICENSES

City Clerk Reimche presented the following applications for Alcoholic Beverage License which had been received:

- a) William S. Furuoka, Eddie T. Wakimoto and Henry J. Yamada for the Sell Rite Market, 1320 W. Lockeford Street, Lodi, Off Sale Beer and Wine, Person to Person Transfer, dropping partner.
- b) Erwin E. and Vermonia Schmidt for Smitty's Tavern, 114 N. Sacramento Street, Lodi, On Sale General Public Premises, Person to Person Transfer.

RIVERBANK RES.
RE STATE MAN-
DATED COSTS

City Clerk Reimche presented Resolution No. 78-89 of the City Council of the City of Riverbank establishing its strong opposition to the lack of the State of California's concern for the impact of State mandated costs.

COMMUNICATIONS
(Continued)

CONTINUOUS LEFT
TURN LANE ON
CHEROKEE

The City Clerk presented a letter which had been received from Thomas J. Newton, President of the Lodi District Chamber of Commerce stating that the Chamber's Highway and Transportation Committee has reviewed the Traffic Safety Report conducted by Nolte and Associates for the City of Lodi; and requesting Council to consider a continuous left turn lane the entire length of the undivided portion of Cherokee Lane. Following Council discussion, Mayor Pro Tempore Katzakian referred the matter to Jack Ronsko, Public Works Director and asked that recommendations be brought back to the City Council at a future Informal Informational Meeting.

CLEAN AIR ACT
PRESENTATION BY
CHAMBER OF
COMMERCE

The City Clerk presented a letter which had been received from the Lodi District Chamber of Commerce advising that the Governmental Affairs Committee of the Lodi District Chamber of Commerce will have a special slide presentation to explain the requirements of the Clean Air Act Amendments of 1977. This program will be included in their regular monthly meeting, Friday, November 3 at 12:05 at the New Yorker.

COUNCIL
RECEIVES
SANITARY CITY
EIR

The City Clerk announced that copies of the Sanitary City Addition Final Environmental Impact Report had been presented to the Council at the onset of the Council meeting to allow sufficient time for study and evaluation of the report by the Council prior to the Public Hearing on the matter which has been set for a Special Meeting to be held December 13, 1978 at 8:00 p.m. at the Tokay High School Cafeteria on motion of Councilman McCarty, Hughes second.

REPORTS OF THE
CITY MANAGER

CONSENT
CALENDAR

In accordance with the report and recommendation of the City Manager, the following actions hereby set forth between asterisks, on motion of Councilman Hughes, McCarty second, were approved by Council.

CLAIMS

CLAIMS WERE APPROVED IN THE AMOUNT OF \$1,416,787.97.

SPECS APPROVED
FOR 1979 SEDAN
FOR PUBLIC
WORKS DEPT.

COUNCIL APPROVED SPECIFICATIONS FOR ONE 1979 INTERMEDIATE SEDAN FOR THE PUBLIC WORKS DEPARTMENT AND AUTHORIZED THE PURCHASING AGENT TO ADVERTISE FOR BIDS THEREON.

SPECS FOR STATION
WAGON FOR PARKS
& RECREATION
DEPT. APPRVD.

COUNCIL APPROVED SPECIFICATIONS FOR ONE MID-SIZE STATION WAGON FOR THE PARKS AND RECREATION DEPARTMENT AND AUTHORIZED THE PURCHASING AGENT TO ADVERTISE FOR BIDS THEREON.

DESTRUCTION OF
CERTAIN UTILITY
DEPT. RECORDS
APPROVED

RES. NO. 78-146

PURSUANT TO THE STATE OF CALIFORNIA,
GOVERNMENT CODE SECTION 34090 AND WITH
THE WRITTEN CONSENT OF THE CITY ATTORNEY,
COUNCIL ADOPTED RESOLUTION NO. 78-146
AUTHORIZING THE DESTRUCTION OF CERTAIN
UTILITY DEPARTMENT RECORDS.

AWARD-3 PHASE
PADMOUNTED
TRANSFORMER

RES. NO. 78-147

City Manager Graves presented the following bids
which had been received for a 750 KVA 12-kv pad-
mount transformer:

<u>Supplier</u>	(A) Price <u>Incl. Tax</u>	(B) Cost <u>of Losses</u>	(A) + (B) Life Cycle <u>Cost</u>	Estimated <u>Delivery-Weeks</u>
General Electric Supply Co., Emeryville	\$6,453.28	\$5,944.00	\$12,397.28	16-18
Wille Electric, Modesto	6,597.44	5,944.00	12,541.44	18
Graybar Electric, Sacramento	6,610.16	5,944.00	12,554.16	16-18
Westinghouse Electric Supply, Modesto	6,392.70	6,400.00	12,792.70	15
R. T. E. Corporation Waukesha, Wisconsin	6,891.06	5,962.80	12,853.86	18
Dowzer Electric, Mt. Vernon, Illinois	6,856.08	6,640.00	13,496.08	22
Valley Electric, Stockton	8,013.60	7,200.00	15,213.60	9
Kuhlman Electric Co. Foster City	8,582.82	8,396.00	16,978.82	12

Following recommendation of the City Manager,
Council adopted the following Resolution:

RESOLUTION NO. 78-147

RESOLUTION AWARDING THE BID FOR A 750
KVA 12-kv PADMOUNT TRANSFORMER TO
GENERAL ELECTRIC SUPPLY COMPANY IN THE
AMOUNT OF \$6,453.28.

WALNUT STREET
STORM DRAIN
ACCEPTED

Council was apprised that the contract which had
been awarded to Crutchfield Construction Company,
Inc. of Stockton for the "Walnut Street Storm Drain,
Central Avenue to Garfield Street" has been com-
pleted in substantial conformance with the plans and
specifications approved by the City Council.

THE CITY COUNCIL ACCEPTED THE IMPROVE-
MENTS IN "WALNUT STREET STORM DRAIN,
CENTRAL AVENUE TO GARFIELD STREET" AND
DIRECTED THE PUBLIC WORKS DIRECTOR TO
FILE A NOTICE OF COMPLETION WITH THE
COUNTY RECORDER'S OFFICE.

IMPROVEMENTS AT
2220 SCARBOROUGH
DRIVE ACCEPTED

RES. NO. 78-148

City Manager Graves apprised the Council that the Grupe Development Company has completed the construction of the improvements at 2220 Scarborough Drive in substantial conformance with the requirements of Encroachment Permit No. 77152 and as specifically set forth in the plans for this project. The improvements included under the encroachment permit are curb, gutter, sidewalk, street improvements, tree wells, fencing, water main and fire hydrant, storm drain and sewer mains.

COUNCIL ADOPTED RESOLUTION NO. 78-148 ACCEPTING THE IMPROVEMENTS WHICH WERE INSTALLED BY GRUPE DEVELOPMENT COMPANY AT 2220 SCARBOROUGH DRIVE UNDER ENCROACHMENT PERMIT NO. 77152.

IMPROVEMENTS AT
602 WIMBLEDON
DRIVE ACCEPTED

RES. NO. 78-149

The City Manager informed the City Council that the Grupe Development Company has completed the construction of the improvements at 602 Wimbledon Drive in substantial conformance with the requirements of the encroachment permit and as specifically set forth in the plans for this project. The improvements included under the encroachment permit are curb, gutter, sidewalk, fencing, tree wells, street lights and some street improvements. These improvements are located on the corner of Hutchins Street and Wimbledon Drive.

COUNCIL ADOPTED RESOLUTION NO. 78-149 ACCEPTING THE IMPROVEMENTS WHICH WERE INSTALLED BY THE GRUPE DEVELOPMENT COMPANY AT 602 WIMBLEDON DRIVE UNDER ENCROACHMENT PERMIT NO. 76169.

AWARD - TRACTOR/
LOADER/BACKHOE

RES. NO. 78-150

Council was apprised that the following bids had been received for a Tractor/Loader/Backhoe for the Water/Sewer Division of Public Works:

<u>BIDDER</u>	<u>AMOUNT</u>
Case Power & Equipment	\$28,885.00
Ferdun and Woods	\$28,994.50
Case Power & Equipment	\$31,800.00

The City Manager advised the Council that it is felt that it would be to the City's best advantage not to trade in the Ford tractor which is currently being used by the Water/Sewer Division, but to sell it outright upon receipt of the new tractor backhoe. Mr. Graves further added that a Special Allocation in the amount of \$8,500 will be required to cover the City's cash flow. It is estimated that the new Tractor Backhoe will be delivered to the City in approximately 60 days, and, at that time, the existing tractor will be sold via sealed bids, which it is anticipated will recover approximately \$8,000.

AWARD-TRACTOR/
LOADER/BACKHOE
RES. NO. 78-150
(Continued)

Following recommendation of the City Manager, Council, on motion of Councilman Hughes, McCarty second, adopted Resolution No. 78-150 awarding the bid for the Tractor/Loader/Backhoe for Public Works to Case Power and Equipment in the amount of \$28,885 which includes the sales tax, and approved a Special Allocation in the amount of \$8500.00 towards this purchase.

AGENDA ITEM "j - 1)" -
REMOVED FROM
AGENDA

With the tacit consent of the City Council, Agenda item "j - 1)" - "Award - Library Equipment - Library Technical Furniture" was removed from the agenda.

AWARD-FREESTANDING
SHELVING, LODI
PUBLIC LIBRARY

City Manager Graves presented the following bids which had been received for the "Free-Standing Shelving, Lodi Public Library" as follows:

RES. NO. 78-151

BIDDER

AMOUNT

The Ross McDonald Co.	\$36,682.00
Healey and Popovich	\$37,800.00

Following discussion, on recommendation of the City Manager, Council, on motion of Councilman McCarty, Hughes second, adopted Resolution No. 78-151 awarding the bid for the contract for "Free-Standing Shelving, Lodi Public Library" to the Ross McDonald Company, the low bidder, in the amount of \$36,682.00.

3/4 TON PICKUP BIDS
REJECTED

MODIFIED SPECS
APPROVED

City Manager Graves recommended that the City Council reject the bids which had been received on October 17, 1978 for the 1979 - 3/4 ton pickup truck with hydraulic valve wrench advising that the bids that were received were all in the area of \$15,000 or \$3,000 over the budgeted amount. In checking with the supplier, it was determined that the hydraulic valve wrench had increased considerably in cost since it was initially requested in the 1978-79 budget. This type of vehicular-mounted valve wrench can no longer be justified and it was recommended by the City Manager that the modified specifications deleting the valve presented for Council's perusal be approved.

On motion of Councilman Hughes, McCarty second, Council rejected the bids received on October 17, 1978 for the 1979 - 3/4 ton pickup truck with hydraulic valve wrench, approved the modified specifications deleting the hydraulic valve wrench, and authorized the Purchasing Agent to advertise for bids thereon.

AGREEMENT WITH
MORRIS-WENELL
ASSOC. FOR STADIUM
PROJECT APPROVED

A proposed Agreement with Morris-Wenell Associates for Architectural Services for Lodi Stadium was presented by City Manager Graves for Council approval. The Agreement covered Morris-Wenell Associates providing the City with drawings and specifications for the retaining wall along the north and south seating sections of the Lodi Grape Bowl.

STADIUM PROJECT
(Continued)

In addition, they would develop two Master Plans showing long range development of the Grape Bowl for the total sum of \$2,000.00.

A very lengthy discussion followed regarding the proposed Agreement and the long range and financial planning for the Lodi Stadium refurbishing.

On motion of Councilman McCarty, Katzakian second, Council approved the Agreement with Morris-Wenell Associates for architectural services for the Lodi Stadium, authorized Ed DeBenedetti, Director of the Parks and Recreation Department to execute the agreement on behalf of the City and requested that a representative from Morris-Wenell appear before the Council at the next Informal Informational Meeting to be held Tuesday, November 7, 1978 to discuss and respond to questions concerning the overall project, including the Master Plan and financial planning for the subject project.

STERNFELS
REORGANIZATION &
DETACHMENT FROM
WOODBIDGE RURAL
CO. FIRE PROTECTION
DISTRICT

RES. NO. 78-152

Local Agency Formation Commission Resolution No. 388 approving the Sternfels Reorganization (LAFC 17-78), including Annexation No. 78-2 to the City of Lodi and detachment of affected territory from Woodbridge Rural County Fire Protection District was presented for Council's scrutiny. The resolution authorizes and directs the City Council to take proceedings for reorganization in accordance with Section 56290 et seq. of the Government Code without notice and hearing and without an election in accordance with Section 56261 of the Government Code.

Background information concerning the matter was presented by Community Development Director Schroeder who then responded to questions posed by the Council. Mr. Schroeder apprised the Council the subject property would be classified "Unclassified Holding".

Mr. Bozant Katzakian, 122 N. Church Street, Lodi urged Council approval stating that the involved property owners are in favor of the annexation.

Following discussion, Council, on motion of Councilman McCarty, Katzakian second, adopted Resolution No. 78-152 - Resolution making determinations and ordering reorganization without election in the matter of the Sternfels addition including annexation of the territory to the City of Lodi and detachment of said territory from the Woodbridge Rural County Fire Protection District.

HOLLY DRIVE STREET
LIGHT DISTRICT BID
EXCEEDS ENGINEER'S
ESTIMATE BY MORE
THAN 15%

Council was apprised that only one bid from Graffigna Electric in the amount of \$4,180.00 had been received for the Holly Drive Street Lighting District. This amount added to \$548 in City costs exceeds the Engineer's estimate for the project by 29%.

Section 5244.1 of the State Streets and Highways Code specifies that when the total of the contract and incidental costs exceed the engineer's estimate by more

HOLLY DRIVE STREET
LIGHT DISTRICT
(Continued)

than 15 percent, the legislative body shall direct the City Clerk to give notice by mail of such increase over the estimated cost.

On motion of Councilman Hughes, McCarty second, Council directed the City Clerk to give notification to the property owners in the Holly Drive Street Light District that the only bid received on the Holly Drive Street Light Contract exceeded the engineer's estimate by more than 15% and that the matter had been continued to the regular City Council meeting of November 15, 1978.

WITHDRAW BID AWARD
TO TRAFFIC LIMITED
FOR LANE LINE
STRIPING

RES. NO. 78-153

Agenda item "o" - 1) "Withdraw award of bid to Traffic Limited of Lodi for Lane Line Striping, and 2) Award bid to Riley's Striping Service of Martinez, the low bidder for the Lane Line Striping" was introduced by City Manager Graves. Numerous questions regarding the subject were posed by Councilman McCarty. Lengthy discussion followed with the City Manager, City Attorney and Public Works Director responding to inquiries made by the Council.

Councilman Hughes then moved for adoption of Resolution No. 78-153 thereby rescinding Resolution No. 78-143 and withdrawing the award of bid from Traffic Limited of Lodi for the contract for Lane Line Striping. The motion was seconded by Mayor Pro Tempore Katzakian and carried by the following vote:

Ayes: Councilmen - Hughes and Katzakian

Noes: Councilmen - McCarty

Absent: Councilmen - Katnich and Pinkerton

AWARD - CONTRACT
FOR LANE LINE
STRIPING

RES. NO. 78-154

Mayor Pro Tempore Katzakian then moved for adoption of Resolution No. 78-154 awarding the contract for Lane Line Striping to Riley's Striping Service of Martinez, the low bidder. The motion was seconded by Councilman Hughes and carried by the following vote:

Ayes: Councilmen - Hughes and Katzakian

Noes: Councilmen - McCarty

Absent: Councilmen - Katnich and Pinkerton

CONTRACT WITH
ESIS, WORKERS'
COMPENSATION
INSURANCE ADMINIS-
TRATOR EXTENDED

Following introduction of the matter by the City Manager and Assistant City Manager, Council, on motion of Councilman Hughes, McCarty second, extended the contract for Workers' Compensation Insurance Administration with ESIS to December 31, 1979 and authorized the City Manager to execute the Addendum to ESIS Service Contract No. 569 on behalf of the City.

DAVE CURRY
APPOINTED UTILITY
DIRECTOR

City Manager Graves announced the appointment of Dave Curry as Utility Director of the City of Lodi.

ORDINANCES

PARCEL AT 427 W.
OAK ST. REZONED
FROM R-HD TO R-C-P

ORD. NO. 1160
ADOPTED

Ordinance No. 1160 entitled "An Ordinance amending the Official District Map of the City of Lodi and thereby rezoning the parcel at 427 West Oak Street from R-HD, High Density Multiple Family Residential to R-C-P, Residential-Commercial-Professional" having been introduced at a regular meeting held October 18, 1978 was brought up for passage on motion of Mayor Pro Tempore Katzakian, McCarty second. Second reading was omitted after reading by title, and the Ordinance was then adopted and ordered to print by the following vote:

Ayes: Councilmen - Hughes, McCarty and Katzakian

Noes: Councilmen - None

Absent: Councilmen - Katnich and Pinkerton

PARCELS AT 216 & 220
W. LOCUST ST. RE-
ZONED FROM R-HD TO
C-2 AND PARCEL AT
300 W. LOCUST &
A PORTION OF 207 N.
PLEASANT AVE.
REZONED FROM R-HD
TO R-C-P

ORD. NO. 1161
ADOPTED

Ordinance No. 1161 entitled "An Ordinance amending the Official District Map of the City of Lodi and thereby rezoning 216 and 220 West Locust Street from R-HD, High Density Multiple Family Residential to C-2, General Commercial and 300 West Locust Street and a portion of 207 North Pleasant Avenue from R-HD to R-C-P, Residential-Commercial-Professional" having been introduced at a regular meeting held October 18, 1978 was brought up for passage on motion of Mayor Pro Tempore Katzakian, Hughes second. Second reading was omitted after reading by title, and the Ordinance was then adopted and ordered to print by the following vote:

Ayes: Councilmen - Hughes, McCarty and Katzakian


Noes: Councilmen - None

Absent: Councilmen - Katnich and Pinkerton

ADJOURNMENT

There being no further business to come before the City Council, Mayor Pro Tempore Katzakian adjourned the meeting at approximately 9:25 PM.

Attest:


ALICE M. REIMCHE
CITY CLERK